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THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

APPLICATION 22969

PERMIT 16033

LICENSE 10576

This Is To Certify, That

JAMES R. BOHANNAN AND NEVA E. BOHANNAN P. O. BOX 562, SUTTER, CALIFORNIA 95982

HAVE made proof as of JUNE 17, 1974 (the date of inspection) to the satisfaction of the State Water Resources Control Board of a right to the use of the water of (1) POODLE CREEK AND (2) AN UNNAMED STREAM IN SUTTER COUNTY

tributary to (1) EAST BORROW PIT OF SUTTER BY-PASS AND (2) POODLE CREEK THENCE EAST BORROW PIT OF SUTTER BY-PASS

for the purpose of IRRIGATION USE

under Permit 16033 of the Board and that the right to the use of this water has been perfected in accordance with the laws of California, the Regulations of the Board and the permit terms; that the priority of this right dates from January 12, 1968 and that the amount of water to which this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated purposes and shall not exceed three and sixty-seven hundredths (3.67) cubic feet per second, to be diverted from April 1 to June 30 and september 1 to october 15 of year. So long as there is no interference with other rights, Junior, as well as senior, licensee may increase his rate of diversion to a maximum of 6.9 cubic feet per second; provided that the total quantity diverted in any 30-day period does

NOT EXCEED 218 ACRE-FEET. THE MAXIMUM AMOUNT DIVERTED UNDER THIS LICENSE SHALL NOT EXCEED 504 ACRE-FEET PER YEAR.

THE POINTS OF DIVERSION OF SUCH WATER ARE LOCATED:

(1) SOUTH 2,640 FEET AND WEST 450 FEET FROM NW CORNER OF SECTION 20, T15N, R2E, MDB&M, BEING WITHIN SE1/4 OF NE1/4 OF SECTION 19, T15N, R2E, MDB&M AND

(2) South 50 feet and east 1,320 feet from NW corner of section 20, t15n, R2e, MDB&M, BEING WITHIN NE1/4 OF NW1/4 OF SAID SECTION 20.

A DESCRIPTION OF LANDS OR THE PLACE WHERE SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

74 ACRES WITHIN W1/2 OF NE1/4 OF SECTION 20, T15N, R2E, MDB&M 73 ACRES WITHIN E1/2 OF NW1/4 OF SECTION 20, T15N, R2E, MDB&M

147

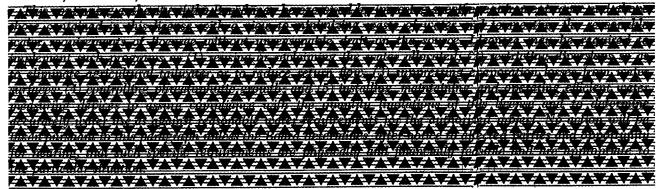
UPON A JUDICIAL DETERMINATION THAT THE PLACE OF USE UNDER THIS LICENSE OR A PORTION THEREOF IS ENTITLED TO THE USE OF WATER BY RIPARIAN RIGHT, THE RIGHT SO DETERMINED AND THE RIGHT ACQUIRED UNDER THIS LICENSE SHALL NOT RESULT IN A COMBINED RIGHT TO THE USE OF WATER IN EXCESS OF THAT WHICH COULD BE CLAIMED UNDER THE LARGER OF THE TWO RIGHTS.

THIS LICENSE SHALL NOT BE CONSTRUED AS CONFERRING UPON THE LICENSEE RIGHT OF ACCESS TO THE POINT OF DIVERSION.

THE STATE WATER RESOURCES CONTROL BOARD RESERVES JURISDICTION OVER THIS LICENSE FOR THE PURPOSE OF CONFORMING THE SEASON OF DIVERSION TO LATER FINDINGS OF THE BOARD ON PRIOR APPLICATIONS INVOLVING WATER IN THE SACRAMENTO RIVER BASIN AND DELTA. ACTION BY THE BOARD WILL BE TAKEN ONLY AFTER NOTICE TO INTERESTED PARTIES AND OPPORTUNITY FOR HEARING.

Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.

All rights and privileges under this license, including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.



Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

The right hereby confirmed to the diversion and use-of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

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G This license is granted, and licensee accepts all rights herein confirmed subject to the following provisions

cof the Water, Code: 19 YEA EL GETAEVIC YTITEA OF HATET ENT TANT CECINOMY COMOCEC LEG

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting